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JP979 U.S. PTO  
09/848384

05/02/01

Please type a plus sign (+) inside this box [+]

PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 04676P005X

(maximum 12 characters)

First Named Inventor Brian Swetland

Title: SYSTEM AND METHOD FOR TRANSFORMING OBJECT CODE

Express Mail Label No. EL617178573US

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ **Fee Transmittal Form (e.g., PTO/SB/17)**  
(Submit an original, and a duplicate for fee processing)
2. ☐ **Applicant Claims Small Entity Status. (37 CFR 1.27)**
3. ☒ **Specification (Total Pages 44)**  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference sequence listing, a table,  
or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ **Drawings(s) (35 USC 113) (Total Sheets 12)**
5. ☒ **Oath or Declaration (Total Pages 4)**
  - a. ☐ Newly Executed (Original or Copy)
  - b. ☐ Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed)
    - i. ☐ DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
  - c. ☒ Unsigned.
6. ☐ **Application Data Sheet. (37 CFR 1.76)**
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. ☐ Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ **Assignment Papers (cover sheet & documents(s))**
10. ☐ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
10. ☒ b. Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ a. Information Disclosure Statement (IDS)/PTO-1449
12. ☐ b. Copies of IDS Citations
13. ☐ **Preliminary Amendment**
14. ☒ **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17. ☒ Other: Certificate of Express Mail with copy of postcard showing contents of package.

**18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:**

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP)  
**Of Prior Application No.:** \_\_\_\_\_ **Examiner** \_\_\_\_\_ **Group Art Unit** \_\_\_\_\_  
 (which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. \_\_\_\_\_,  
 which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. \_\_\_\_\_) (List entire chain of priority)

**Applicant(s):** Also include a Preliminary Amendment to amend the specification to claim priority.  
**For CONTINUATION AND DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

The undersigned states that \_\_\_\_\_ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. \_\_\_\_\_ Frame No. \_\_\_\_\_ (or a copy of which is attached).

### 19. Correspondence Address

☐ Customer Number or Bar Code Label \_\_\_\_\_  
 or \_\_\_\_\_ (Insert Customer No. or Attach Bar Code Label here)

☒ Correspondence Address Below

NAME Thomas C. Webster  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard  
Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-9397

Name (PRINT/TYPE): Thomas C. Webster Registration No.: 46,154  
 Signature: *Thomas Webster* Date: 5/2/01

**PRELIMINARY AMENDMENT FOR CONTINUING APPLICATION  
(CONTINUATION, DIVISIONAL, OR CONTINUATION-IN-PART)**

First Named Inventor Brian Swetland

Title SYSTEM AND METHOD FOR TRANSFORMING OBJECT CODE

Attorney Docket No. 04676P005X

**Parent Application:**

First Named Inventor Brian Swetland

Title SYSTEM AND METHOD FOR TRANSFORMING OBJECT CODE

Application No. 09/792,551

Examiner: Not Yet Assigned

Filing Date February 23, 2001

Group Art Unit: Not Yet Assigned

Applicant(s): If the present patent application is a Continuation, Divisional, or Continuation-In-Part application under 37 CFR § 53(b) of a parent application, then submit this Preliminary Amendment to the PTO. Please insert the appropriate claim for priority, listing the entire chain of priority.

**To: Assistant Commissioner for Patents  
Washington, D.C. 20231**

Sir:

Please enter the following preliminary amendment for the present patent application.

**IN THE SPECIFICATION:**

At page 1, line 5, please insert the following:

-- The present patent application is a

     Continuation      Divisional   X   Continuation-in-part (CIP)

of prior application no. 09/792,551, filed February 23, 2001, entitled SYSTEM AND METHOD

FOR TRANSFORMING OBJECT CODE

which is a      continuation/      divisional/      CIP of prior application no.                     ,

which is a      continuation/      divisional/      CIP of prior application no.                     .

5/2/01

Date

Thomas C. Webster

Signature

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
12400 Wilshire Blvd.  
Seventh Floor  
Los Angeles, CA 90025-1026  
(408) 720-8300

Thomas C. Webster

Printed Name

46,154

Registration No.

**FEE TRANSMITTAL FOR FY 2001****TOTAL AMOUNT OF PAYMENT (\$)** 710.00**Complete if Known:****Application No.** Not Yet Assigned**Filing Date** Herewith**First Named Inventor** Brian Swetland**Group Art Unit** Not Yet Assigned**Examiner Name** Not Yet Assigned**Attorney Docket No.** 04676P005X**METHOD OF PAYMENT (check one)**

1. ☒ **The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:**

**Deposit Account Number** 02-2666**Deposit Account Name** \_\_\_\_\_

- ☒ **Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17**

- ☐ **Applicant claims small entity status. See 37 CFR 1.27**

2. ☒ **Payment Enclosed:** ☒ **Check**  
☐ **Credit Card**  
☐ **Money Order**  
☐ **Other**

**FEE CALCULATION****1. BASIC FILING FEE**

| <u>Large Entity</u> |                 | <u>Small Entity</u> |                 | <u>Fee Description</u>             | <u>Fee Paid</u> |
|---------------------|-----------------|---------------------|-----------------|------------------------------------|-----------------|
| <u>Code</u>         | <u>Fee (\$)</u> | <u>Code</u>         | <u>Fee (\$)</u> |                                    |                 |
| 101                 | 710             | 201                 | 355             | Utility application filing fee     | <u>710.00</u>   |
| 106                 | 320             | 206                 | 160             | Design application filing fee      | _____           |
| 107                 | 490             | 207                 | 245             | Plant filing fee                   | _____           |
| 108                 | 710             | 208                 | 355             | Reissue filing fee                 | _____           |
| 114                 | 150             | 214                 | 75              | Provisional application filing fee | _____           |

**SUBTOTAL (1)** \$ 710.00**2. EXTRA CLAIM FEES**

|                           |           | <u>Extra Claims</u>      | <u>Fee from below</u> | <u>Fee Paid</u>      |
|---------------------------|-----------|--------------------------|-----------------------|----------------------|
| <b>Total Claims</b>       | <u>10</u> | <b>- 20** =</b> <u>0</u> | <b>X</b> <u>18.00</u> | <b>=</b> <u>0.00</u> |
| <b>Independent Claims</b> | <u>2</u>  | <b>- 3** =</b> <u>0</u>  | <b>X</b> <u>80.00</u> | <b>=</b> <u>0.00</u> |
| <b>Multiple Dependent</b> |           |                          |                       | <b>=</b> _____       |

**\*\*Or number previously paid, if greater; For Reissues, see below.**

| <u>Large Entity</u> |                 | <u>Small Entity</u> |                 | <u>Fee Description</u>                                    |
|---------------------|-----------------|---------------------|-----------------|---|
| <u>Code</u>         | <u>Fee (\$)</u> | <u>Code</u>         | <u>Fee (\$)</u> |   |
| 103                 | 18              | 203                 | 9               | Claims in excess of 20                                    |
| 102                 | 80              | 202                 | 40              | Independent claims in excess of 3                         |
| 104                 | 270             | 204                 | 135             | Multiple dependent claim, if not paid                     |
| 109                 | 80              | 209                 | 40              | **Reissue independent claims over original patent         |
| 110                 | 18              | 210                 | 9               | **Reissue claims in excess of 20 and over original patent |

**SUBTOTAL (2)** \$ 0.00

# FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

| <u>Large Entity</u> |             | <u>Small Entity</u> |             | <u>Fee Description</u>   | <u>Fee Paid</u> |
|---------------------|-------------|---------------------|-------------|--|-----------------|
| <u>Fee</u>          | <u>Fee</u>  | <u>Fee</u>          | <u>Fee</u>  |  |                 |
| <u>Code</u>         | <u>(\$)</u> | <u>Code</u>         | <u>(\$)</u> |  |                 |
| 105                 | 130         | 205                 | 65          | Surcharge - late filing fee or oath  | _____           |
| 127                 | 50          | 227                 | 25          | Surcharge - late provisional filing fee or cover sheet                     | _____           |
| 139                 | 130         | 139                 | 130         | Non-English specification  | _____           |
| 147                 | 2,520       | 147                 | 2,520       | For filing a request for ex parte reexamination                            | _____           |
| 112                 | 920*        | 112                 | 920*        | Requesting publication of SIR prior to Examiner action                     | _____           |
| 113                 | 1,840*      | 113                 | 1,840*      | Requesting publication of SIR after Examiner action                        | _____           |
| 115                 | 110         | 215                 | 55          | Extension for reply within first month                                     | _____           |
| 116                 | 390         | 216                 | 195         | Extension for reply within second month                                    | _____           |
| 117                 | 890         | 217                 | 445         | Extension for reply within third month                                     | _____           |
| 118                 | 1,390       | 218                 | 695         | Extension for reply within fourth month                                    | _____           |
| 128                 | 1,890       | 228                 | 945         | Extension for reply within fifth month                                     | _____           |
| 119                 | 310         | 219                 | 155         | Notice of Appeal   | _____           |
| 120                 | 310         | 220                 | 155         | Filing a brief in support of an appeal                                     | _____           |
| 121                 | 270         | 221                 | 135         | Request for oral hearing   | _____           |
| 138                 | 1,510       | 138                 | 1,510       | Petition to institute a public use proceeding                              | _____           |
| 140                 | 110         | 240                 | 55          | Petition to revive - unavoidable   | _____           |
| 141                 | 1,240       | 241                 | 620         | Petition to revive - unintentional   | _____           |
| 142                 | 1,240       | 242                 | 620         | Utility issue fee (or reissue)   | _____           |
| 143                 | 440         | 243                 | 220         | Design issue fee   | _____           |
| 144                 | 600         | 244                 | 300         | Plant issue fee  | _____           |
| 122                 | 130         | 122                 | 130         | Petitions to the Commissioner  | _____           |
| 123                 | 50          | 123                 | 50          | Processing fee under 37 CFR 1.17(q)  | _____           |
| 126                 | 180         | 126                 | 180         | Submission of Information Disclosure Stmt                                  | _____           |
| 581                 | 40          | 581                 | 40          | Recording each patent assignment per property (times number of properties) | _____           |
| 146                 | 710         | 246                 | 355         | For filing a submission after final rejection (see 37 CFR 1.129(a))        | _____           |
| 149                 | 710         | 249                 | 355         | For each additional invention to be examined (see 37 CFR 1.129(b))         | _____           |
| 179                 | 710         | 279                 | 355         | Request for Continued Examination (RCE)                                    | _____           |
| 169                 | 900         | 169                 | 900         | Request for expedited examination of a design application                  | _____           |
| 195                 | 300         | 195                 | 300         | Publication fee for early, voluntary, or normal publication                | _____           |
| 196                 | 300         | 196                 | 300         | Publication fee for republication  | _____           |
| 194                 | 130         | 194                 | 130         | Request for voluntary publication or republication                         | _____           |
| 098                 | 130         | 098                 | 130         | Processing fee under 37 CFR 1.17(i)  | _____           |
| 091                 | 1,240       | 091                 | 1,240       | Acceptance of unintentionally delayed claim for priority                   | _____           |

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$ 0.00**

\*Reduced by Basic Filing Fee Paid

### SUBMITTED BY:

Typed or Printed Name: Thomas C. Webster

Signature: *Thomas Webster* Date: 5/2/01

Reg. Number: 46,154 Telephone Number: (408) 720-8300

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

103050-43684360

"Express Mail" mailing label number: EL617178573US

Date of Deposit: May 2, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

Janece Shannon

(Typed or printed name of person mailing paper or fee)

Janece Shannon  
(Signature of person mailing paper or fee)

5/2/01

(Date signed)

Serial/Patent No.: Not Yet Assigned

Filing/Issue Date: Herewith

Client: Danger Research

Title: System And Method For Transforming Object Code

BSTZ File No.: 04676P005X

Atty/Secty Initials: TCW/js

Date Mailed: May 2, 2001

Docket Due Date: \*\*\*

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☐ Amendment/Response (\_\_\_\_ pgs.)
- ☐ Appeal Brief (\_\_\_\_ pgs.) (in triplicate)
- ☐ Application - Utility (\_\_\_\_ pgs., with cover and abstract)
- ☐ Application - Rule 1.53(b) Continuation (\_\_\_\_ pgs.)
- ☐ Application - Rule 1.53(b) Divisional (\_\_\_\_ pgs.)
- ☒ Application - Rule 1.53(b) CIP (44 pgs.)
- ☐ Application - Rule 1.53(d) CPA Transmittal (\_\_\_\_ pgs.)
- ☐ Application - Design (\_\_\_\_ pgs.)
- ☐ Application - PCT (\_\_\_\_ pgs.)
- ☐ Application - Provisional (\_\_\_\_ pgs.)
- ☐ Assignment and Cover Sheet
- ☒ Certificate of Mailing
- ☒ Declaration & POA (4 pgs.) (unsigned)
- ☐ Disclosure Docs & Orig & Copy of Invention Signed Letter (\_\_\_\_ pgs.)
- ☒ Drawings: 12 # of sheets includes 12 figures

☒ Express Mail No. EL617178573US

☐ \_\_\_\_\_ Month(s) Extension of Time

☐ Information Disclosure Statement & PTO-1449 (\_\_\_\_ pgs.)

☐ Issue Fee Transmittal

☐ Notice of Appeal

☐ Petition for Extension of Time

☐ Petition for \_\_\_\_\_

☒ Postcard

☐ Power of Attorney (\_\_\_\_ pgs.)

☐ Preliminary Amendment (\_\_\_\_ pgs.)

☐ Reply Brief (\_\_\_\_ pgs.)

☐ Response to Notice of Missing Parts

☐ Small Entity Declaration for Indep Inventor/Small Business

☒ Transmittal Letter, in duplicate

☒ Fee Transmittal, in duplicate

☒ Check No. 42555

Amt 710.00

☐ Check No. \_\_\_\_\_

Amt: \_\_\_\_\_

☒ Other: Certificate of Express Mail with copy of postcard showing contents.